

REMARKS

This Response is submitted to place the above-identified patent application in a condition for allowance. Therefore, Applicants respectfully request that it be entered. Pursuant to the Amendment, Claims 1, 11, 21, 23, 25, and 26 have been amended and Claims 7-10, 13, 17, and 28 have been cancelled.

In the instant Office Action, the claims only stand rejected under 35 U.S.C. § 112 as well as the disclosure objected to. In this regard, the Patent Office is objecting to the addition of the language “0.1 to 10% by weight of co-polyester containing adipic acid.” Applicants have amended the claims so that they either limited to 0.1 and 4.5% co-polyester with adipic acid or less than 5% by weight. These amendments are supported by the specification, for example, at page 8, lines 19-24. Therefore, the amendments do not add new matter. In view of the fact that only a 35 U.S.C. § 112 rejection has been entered, Applicants respectfully submit that the claims are now in a condition for allowance.

Applicants are also submitting herewith a terminal disclaimer obviating the obviousness type double patenting in view of co-pending application 10/789,549.

Accordingly, for the foregoing reasons, Applicants respectfully request that the above-identified patent application now be passed to allowance.

Respectfully submitted,

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